

### **Introduction**

Genesis 3, Inc. provides an international forum for continuing education and the establishment of higher standards in watershape design, engineering, and construction. In pursuit of this goal, Genesis hereby publishes this Position Statement regarding the code of conduct for designers, engineers, builders, service professionals, and retail professionals in the pool, spa, and water feature industry.

This Position Statement was assembled with input from leading professionals in the pool and spa industry including individuals that are not members of Genesis. The contributors share a common goal of improving safety, reducing energy consumption, raising the current standards, and building better quality projects. The positions are not biased toward specific manufacturers or products.

This document is not a consensus standard or building code. It has not gone through the consensus procedures of any recognized standards writing authority. Genesis has no interest in pursuing the consensus process that would only dilute these positions with inferior concepts based on specific products, technology, maintaining backwards-compatibility, or other conflicts of interest. Use of this document is completely voluntary.

This document is made available in the public domain. Genesis encourages the free distribution, use, and reference of this document in whole or in part. Individuals or firms involved with the design, engineering, construction, maintenance, and operation of pools, spas, and water features may use this Position Statement to guide their work; however, in no way does this relieve them from compliance with all laws, codes, standards, regulations, ordinances, or other requirements. Individuals and companies involved with the development of standards and codes are encouraged to consider these Position Statements and the associated Commentary. Authorities having jurisdiction may reference this document directly as a building code in whole or in part.

Genesis reserves the right to add to, delete from, or otherwise modify this document at any time without notice. The positions stated herein represent sound thinking on the date of publication given the current state of technology, experience, and information. Genesis recognizes that “one size does not fit all” and that there are exceptions to every rule.

In publishing this document, Genesis disclaims all liability and is not responsible for any loss, damages, or injuries that may result from reliance upon the statements contained herein.

### **Format**

There are two columns. The first column clearly and concisely states our position. The second column provides commentary and justification for the corresponding position statement.

## **Position Statement**

## **Commentary**

### **5.1 Compliance**

5.1.1 Designers, engineers, builders, service professionals, and retail professionals shall comply with all applicable laws and codes and should comply with all guidelines and Genesis 3, Inc. and American Shotcrete Association's Position Statements.

Conformance to laws and codes is required. Following guidelines and our other Position Statements is strongly recommended but not necessarily required.

### **5.2 Competency**

5.2.1 Designers, engineers, builders, service professionals, and retail professionals should maintain a pattern of reasonable care and competency in all professional endeavors.

### **5.3 Responsible Control**

5.3.1 Designers, engineers, builders, service professionals, and retail professionals shall maintain responsible control over their work and shall not sign, seal, or formally authenticate drawings, specifications, or contract documents which he/she has no responsible control.

Professional engineers and licensed architects call this "plan stamping" and it is illegal.

### **5.4 Fraud**

5.4.1 Designers, engineers, builders, service professionals, and retail professionals shall avoid fraudulent activities such as plagiarism, bribery, kickbacks, etc.

### **5.5 Misrepresentation**

5.5.1 Designers, engineers, builders, service professionals, and retail professionals shall avoid false statements or claims, especially misrepresentation regarding professional qualifications and experience.

### **5.6 Professional Recognition**

5.6.1 Designers, engineers, builders, service professionals, and retail professionals should recognize the professional contributions of colleagues and business associates and avoid claiming work as their own when it was developed with a team.

**5.7 Violations**

5.7.1 It is the duty of every Member to immediately report to the Advisory Board regarding conduct in violation of the Code of Conduct. The Advisory Board may act on the reported conduct in accordance with the Genesis 3, Inc. Membership Cancellation Policy.

By policing and maintaining the integrity of our membership we help ensure the value of our system to our members and their clients.

© 2010-2017 Genesis 3, Inc. This document is available in the public domain. Genesis encourages the free distribution, use, and reference of this document.